

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, )  
11 Plaintiff, ) CASE NO. CR07-134 RSM  
12 v. )  
13 JAVIER SANCHEZ-VASQUEZ, ) DETENTION ORDER  
14 Defendant. )  
15

16 | Offenses charged:

17 Count 1: Conspiracy to Distribute Heroin and Cocaine, in violation of Title 21, U.S.C.,  
18 Sections 841(a)(1), 841(b)(1)(B), 841(b)(1)(C), and 846;  
19 Count 8 and 10: Distribution of Heroin, in violation of Title 21, U.S.C., Section 841(a)(1),  
20 and 841(b)(1)(C), and Title 18, U.S.C., Section 2.

21 | Date of Detention Hearing: April 9, 2007

22 The Court, having conducted an uncontested detention hearing pursuant to Title  
23 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for  
24 detention hereafter set forth, finds that no condition or combination of conditions which the  
25 defendant can meet will reasonably assure the appearance of the defendant as required and  
26 the safety of any other person and the community. The Government was represented by

## DETENTION ORDER

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1 Adam Cornell. The defendant was represented by Allen Bentley.

2 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

- 3 (1) There is probable cause to believe the defendant committed the  
4 Conspiracy to Distribute Heroin and Cocaine offense. The maximum  
5 penalty is in excess of ten years. There is therefore a rebuttable  
6 presumption against the defendant's release based upon both  
7 dangerousness and flight risk, under Title 18 U.S.C. § 3142(e).
- 8 (2) The defendant is viewed as a risk of nonappearance as he is a citizen of  
9 Mexico and is in the United States illegally. The Bureau of Immigration  
10 and Customs Enforcement has placed a detainer against Defendant.
- 11 (3) Defendant stipulates to detention at this time.

12 Based upon the foregoing information, it appears that there is no condition or  
13 combination of conditions that would reasonably assure future Court appearances and/or  
14 the safety of other persons or the community.

15 **It is therefore ORDERED:**

- 16 (1) The defendant shall be detained pending trial and committed to the  
17 custody of the Attorney General for confinement in a correction facility  
18 separate, to the extent practicable, from persons awaiting or serving  
19 sentences or being held in custody pending appeal;
- 20 (2) The defendant shall be afforded reasonable opportunity for private  
21 consultation with counsel;
- 22 (3) On order of a court of the United States or on request of an attorney for  
23 the Government, the person in charge of the corrections facility in which  
24 the defendant is confined shall deliver the defendant to a United States  
25 Marshal for the purpose of an appearance in connection with a court  
26 proceeding; and

(4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 11<sup>th</sup> day of April, 2007.

M. Bentan

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**MONICA J. BENTON**  
United States Magistrate Judge